

**MINUTES**

**IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF ALABAMA NORTHERN, DIVISION**

**HON. CHARLES S. COODY, MAG. JUDGE AT MONTGOMERY, ALABAMA**

**DATE COMMENCED: 9/20/05 AT 11:04 a.m. to 11:12 a.m.**

**DATE COMPLETED: 9/20/05 AT FTR RECORDING**

FELICIA S. HENDRICKS

Plaintiff

vs..

TERRANCE MCDONNELL, et al

Defendant

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CASE NO. 2:05CV714-F-CSC

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PLAINTIFF

APPEARANCES:

DEFENDANT

Felicia S. Hendricks, Pro Se

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Atty. Andy Redd

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COURT OFFICIALS PRESENT:

COURTROOM DEPUTY: WANDA STINSON

LAW CLERK: CORRIE LONG

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( X ) OTHER PROCEEDINGS: **STATUS SCHEDULING CONFERENCE**

**SEE MINUTES ATTACHED**

LOG OF PROCEEDINGS ELECTRONICALLY RECORDED			
<b>Description</b>	Status/Scheduling confer - 2:05cv714-F-CSC		
<b>Date</b>	9 /20/2005	<b>Location</b>	Courtroom 4B
<b>Time</b>	<b>Speaker</b>	<b>Note</b>	
11:04:17 AM	Court	Court Convenes; parteis present as noted above; Discussion as to the answer to the motion to dismiss; Discussion of discovery with Pro Se plaintiff;	
11:05:38 AM	Atty. Redd	Response as to the function of the motion to dismiss;	
11:06:07 AM	Court	Question to pro se plaintiff as to anything filed with EEOC;	
11:06:07 AM	Ms. Hendrick	No. Filed with state personnel board nad req. for hearing;	
11:06:42 AM	Court	But did not filed any thing with the EECO	
11:06:45 AM	Ms. Hendrick	No sir;	
11:06:48 AM	Court	Discussion as to claims in case is that plaintiff was treated differently as to male prison guards;	
11:07:02 AM	Ms. Hendrick	Response;	
11:07:07 AM	Court	Plaintiff is entitle to proceed on the bases 1981 which is secured by 1983;	
11:07:21 AM	Atty. Redd	It's a gender component;	
11:07:22 AM	Court	Your not making a racial claim? It's a gender claim;	
11:07:30 AM	Ms. Hendricks	No sir;	
11:07:33 AM	Court	It's a gender claim and she can proceed under 1983;	
11:07:39 AM	Atty. Redd	She has raised it;	
11:07:53 AM	Court	Response; Discussion as a prerequisite to bring case under Title VII, plaintiff must first file action with EECO within 180 days; Will allow parties a period of time for discovery; Discussion of discovery with pro se plaintiff; Questions as to trying to get an attorney ;	
11:10:03 AM	Ms. Hendricks	Yes, Have talked with an attorney and is to mee with attorney by the end of this week;	
11:10:12 AM	Court	Plaintiff encouraged to try to get a lawyer; Discussion as to length of time needed to conduct discovery;	
11:10:54 AM	Ms. Hendricks	Response;	
11:10:54 AM	Court	3 months ;90 days?;	
11:11:12 AM	Atty. Redd	That's fine;	
11:11:12 AM	Court	Will enter an order giving both sides to conduct discovery and 30 days after that to file any dispositive motions;	
11:12:00 AM	Court	Court is recessed	